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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,)	CR No. 09-0358 MAG
)	
Plaintiff,)	
)	STIPULATION AND
v.)	<u>ORDER EXCLUDING TIME</u> UNDER
)	THE SPEEDY TRIAL ACT FROM APRIL
SHERYL A. SCHLOCKER,)	28, 2009, TO JUNE 10, 2009
)	
)	
Defendants.)	

On April 28, 2009, the parties in this case appeared before the Honorable Bernard Zimmerman for an initial appearance. At that time, the parties stipulated that time should be excluded from the Speedy Trial Act calculations from April 28, 2009, to June 10, 2009 for effective preparation of defense counsel. The parties represented that granting the continuance was for the reasonable time necessary for effective preparation of defense counsel, taking into account the exercise of due diligence. See 18 U.S.C. § 3161(h)(7)(A) and (B)(iv). The parties

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1 also agreed that the ends of justice served by granting such a continuance outweighed the best
2 interests of the public and the defendants in a speedy trial. See 18 U.S.C. § 3161(h)(7)(A).

3 SO STIPULATED:

4 JOSEPH P. RUSSONIELLO
5 United States Attorney

6 DATED: 05/07/2009

7 /s/
WENDY THOMAS
Special Assistant United States Attorney

8 DATED: 5/11/09

9 /s/
EAN VIZZI
10 Attorney for Sheryl A. Schlocker

11 As the Court found on April 28, 2009, and for the reasons stated above, the Court finds that
12 an exclusion of time between April 28, 2009, to June 10, 2009, is warranted and that the ends of
13 justice served by the continuance outweighs the best interests of the public and the defendants in
14 a speedy trial. See 18 U.S.C. §3161 (h)(7)(A). The failure to grant the requested continuance
15 would deny defendant and deny defense counsel the reasonable time necessary for effective
16 preparation, taking into account the exercise of due diligence, and would result in a miscarriage
17 of justice. See 18 U.S.C. § 3161(h)(7)(B)(iv).

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19 SO ORDERED.

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21 DATED May 26, 2009

22 
BERNARD ZIMMERMAN
United States Magistrate Judge